

M/D 1

IN THE UNITED STATES DISTRICT COURT FOR
THE MIDDLE DISTRICT OF ALABAMA

2007 JUN 15 A 9:23

DEBRA P. HACKETT, CLERK
U.S. DISTRICT COURT
MIDDLE DISTRICT ALA

Patrick Toareet

Full name and prison name of
Plaintiff(s)

v.

CIVIL ACTION NO. 3:07 cv 530
(To be supplied by Clerk of U.S. District
Court)

Opelika police Dept.
LEUTINANT CLARK AND THE
ARRESTING OFFICER.
LEUTINANT CLARK GAVE THE
COMMAND TO ARREST ME, FALSELY
ACCUSED ME OF A CRIME.

Name of person(s) who violated your
constitutional rights. (List the names
of all the person.)

I. PREVIOUS LAWSUITS

- A. Have you begun other lawsuits in state or federal court dealing with the same or similar facts involved in this action? YES ☐ No ☒
- B. Have you begun other lawsuits in state or federal court relating to your imprisonment? YES ☐ NO ☒
- C. If your answer to A or B is yes, describe each lawsuit in the space below. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same outline.)

1. Parties to this previous lawsuit:

Plaintiff (s) Opelika City Jail, when at the
time LEUTINANT Clark was a sgt. over the jail.
My lawsuit was about the jail's conditions.

Defendant(s) The conditions were unfit for
any Human Being, it was covered up.

2. Court (if federal court, name the district; if state court, name the county)

Lee county state of Ala, i've written to
you on several occasions in the past.

3. Docket number None
4. Name of judge to whom case was assigned None
5. Disposition (for example: was the case dismissed? Was it appealed? Is it still pending?) Hopefully
6. Approximate date of filing lawsuit 2006, 2005
7. Approximate date of disposition I can't recall exactly.

II. PLACE OF PRESENT CONFINEMENT Lee County Justice Center.

PLACE OR INSTITUTION WHERE INCIDENT OCCURRED Opelika.

III. NAME AND ADDRESS OF INDIVIDUAL(S) YOU ALLEGE VIOLATED YOUR CONSTITUTIONAL RIGHTS.

	NAME	ADDRESS
1.	LEUTINANT CLARK	I don't know
2.	the arresting officers i don't know their names,	
3.	it should be on record the names of the officers	
4.	it's on file the address at the Opelika City	
5.	Jail is 501 South 10th St. Opelika Ala, 36801.	
6.		

IV. THE DATE UPON WHICH SAID VIOLATION OCCURRED 3/22/07

V. STATE BRIEFLY THE GROUNDS ON WHICH YOU BASE YOUR ALLEGATION THAT YOUR CONSTITUTIONAL RIGHTS ARE BEING VIOLATED:

GROUND ONE: #1 falsely accused of breaking and entering and theft III #2 threatened to sit in the middle of the

STATE BRIEFLY THE FACTS WHICH SUPPORT THIS GROUND. (State as best you can the time, place and manner and person involved.)

street (detained for 20 minutes) while they come back and give me a charge or charges (when stopped i didn't have anything on my person) (after being checked) #3 Receipt Blanks #4 Not Read my (Mendenhall rights) #5 (Harassed) constantly (on numerous occasions) #6 i was (walking towards)

GROUND TWO: (not coming from the direction the crime was supposedly been committed) with (nothing on my person) #7 not (caught in any act of criminal activity) #8 i didn't have

SUPPORTING FACTS: (any items) (or articles) from (any crime) or

(any evidence) #9 No (Tapes) (cassets) or (picture of me) (committing any crime) (or act of a crime) #10 (No known being) (witness) or (fearful) or (eyewitness) or (witnesses) simply because it (was not me) (or have any knowledge of such a crime) #11 No (finger prints) or (foot prints) or (DNA) (to connect me to any

GROUND THREE: to this or any other crime) that (supposedly)

committed (that night) they (assumed) maybe because i was (the only Black man) walking in that area. #12 i was (puffed

SUPPORTING FACTS: up) handled very badly, my left leg and my

(back had bruises) or it the Doctor that seen me here in the Lee County Justice center along with the nurse) can

verify the officers Brutalized me #14 (threatened) to sign a statement without a lawyer present) #15 (false documentation) of the

(AD called charges) i (supposedly committed) #16 (accusations) or (assumptions) (just to solve a case) #17 illegally (searched) and

stopped for no apparent reason other than my race.

#18 no tools to break in a (vehicle) or (no tools) to break in any (establishment) or (House) etc. etc. just (assumptions) and (accusations) (mainly) because of my (ethnic background)

VI.

STATE BRIEFLY EXACTLY WHAT YOU WANT THE COURT TO DO FOR YOU.
MAKE NO LEGAL ARGUMENT. CITE NO CASES OR STATUTES.

*I wish that this would be investigated as well
as legally reviewed it should be thrown
out or categorized as a (no Bill) in a (victim)
and being (wrongly accused) of a crime i most
certainly did not commit please! Help me.*

Patrick Torbert

Signature of plaintiff(s)

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 6/12/07
(Date)

Patrick Torbert

Signature of plaintiff(s)

District W. Tolbert
P.O. Box 2409,
Opelika Ala, 36801.

Office of the Clerk
United States District Court,
P.O. Box 711
Montgomery, Ala, 36101-0711.

Warrant / Official Legal Mail.

